



City Council Staff Report

Date: July 11, 2012 CONSENT CALENDAR

Subject: APPROVAL OF AMENDMENT NO. 4 TO CONTRACT SERVICES AGREEMENT NO. 5235 WITH DOKKEN ENGINEERING FOR THE INDIAN CANYON DRIVE WIDENING, CITY PROJECT NO. 01-25

From: David H. Ready, City Manager

Initiated by: Public Works and Engineering Department

SUMMARY

An amendment to the contract services agreement with Dokken Engineering is required to extend the period of time for construction phase services (contract administration, materials testing, and inspection) for the Indian Canyon Drive Widening, City Project No. 01-25.

RECOMMENDATION:

- 1) Approve Amendment No. 4 to Agreement No. 5235 with Dokken Engineering, in the amount of \$19,283 for a total revised contract amount of \$970,323 for the Indian Canyon Drive Widening, City Project 01-25; and
- 2) Authorize the City Manager to execute all necessary documents.

STAFF ANALYSIS:

On February 15, 2006, the City Council approved Agreement No. 5235 with Dokken Engineering to provide environmental and civil engineering design services for the Indian Canyon Drive Widening, City Project 01-25. This project will widen Indian Canyon Drive from two to four lanes between Tramview Road and the Union Pacific Railroad, extending through the Whitewater River.

On May 4, 2011, the City Council approved Amendment No. 2 with Dokken Engineering in the amount of \$190,980 to provide the City with turnkey construction phase services for this project. The original budget for construction phase services was based on a 90 working day construction period. An additional 39 days were required to complete this project, and a corresponding budget increase for construction phase services was required.

On March 21, 2012, the City Council approved Amendment No. 3 with Dokken Engineering in the amount of \$38,310 for a total revised contract amount of \$970,323 to provide the City with construction phase services for this project. The budget for construction phase services was based on a 129 working day construction period.

This request for Amendment No. 4 with Dokken Engineering in the amount of \$19,283 for a total revised contract amount of \$970,323 is based on a 140 working day construction period. Additional materials testing and additional 11 working days for construction inspection were required to complete this project.

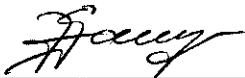
Staff recommends Council approve the contract amendment which will provide sufficient budget to close-out this federally funded project.

FISCAL IMPACT:

Sufficient funds for construction phase services are available in account 134-4497-50216. No City funds are required for this project as CVAG has agreed to cover the City's local match towards the federal grant paying for construction.

SUBMITTED:

Prepared by:



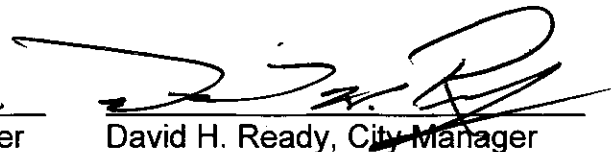
George F. Farago
Associate Civil Engineer

Recommended by:



David J. Barakian
Director of Public Works/City Engineer

Approved by:


Thomas J. Wilson, Asst. City Manager
David H. Ready, City Manager

Attachments:

1. Amendment No. 4 to Agreement No. 5235

AMENDMENT NO. 4 TO CONTRACT SERVICES AGREEMENT NO. 5235
WITH DOKKEN ENGINEERING
INDIAN CANYON DRIVE WIDENING
TRAMVIEW ROAD TO THE UNION PACIFIC RAILROAD BRIDGE
(THROUGH THE WHITEWATER RIVER)
CITY PROJECT NO. 01-25
FEDERAL PROJECT NO. STPLN-5282(023)

The following articles of Agreement No. 5235 are hereby amended to read as follows:

SECTION 2.1 Maximum contract amount is amended to Nine Hundred Seventy Thousand Three Hundred Twenty Three Dollars (\$970,323.00).

SCHEDULE OF COMPENSATION (Exhibit "C") – Exhibit "C" is amended as follows:

"Phase 3 – Construction Services" is replaced with the attached "Phase 3 – Construction Services".

Purchase Order Number(s):	616346
Agreement Number:	5235
Original City Council Approval:	February 15, 2006
Original Contract Amount:	\$745,855
Amount of Prior Changes:	\$205,185
Amount of This Change:	\$ 19,283
Amended Total:	\$970,323
Account Number:	134-4497-50216; \$19,283

SIGNATURES ON NEXT PAGE

Except as specifically amended by this Amendment No. 4, all terms and provisions of Agreement No. 5235 remain in full force and effect.

ATTEST:

CITY OF PALM SPRINGS,
a California charter city

By: _____
City Clerk

By: _____
City Manager

APPROVED AS TO FORM:

By: _____
City Attorney

CONSULTANT: DOKKEN ENGINEERING
Check one: Individual Partnership Corporation

Corporations require two notarized signatures: One signature **must** be from the Chairman of Board, President, or any Vice President. The second signature **must** be from the Secretary, Assistant Secretary, Treasurer, Assistant Treasurer, or Chief Financial Officer).

By: *Richard T. Liptak*
Notarized Signature of Chairman of Board,
President or any Vice President

By: *Cathy Chan*
Notarized Signature Secretary, Asst Secretary,
Treasurer, Asst treasurer or Chief Financial Officer

Name: *RICHARD T. LIPTAK*
Title: *President*

Name: *Cathy Chan*
Title: *Secretary*

State of *California* =
County of *Sacramento* =ss

State of *California* =
County of *Sacramento* =ss

On *6/15/12* before me, *Camran Sadeghi*,

On *6/15/12* before me, *Camran Sadeghi*,

personally appeared *Richard T. Liptak*
who proved to me on the basis of satisfactory evidence) to be
the person(s) whose name(s) is/are subscribed to the within
instrument and acknowledged to me that he/she/they
executed the same in his/her/their authorized capacity(ies),
and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s)
acted, executed the instrument.

personally appeared *Cathy Chan*
who proved to me on the basis of satisfactory evidence) to be
the person(s) whose name(s) is/are subscribed to the within
instrument and acknowledged to me that he/she/they
executed the same in his/her/their authorized capacity(ies),
and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s)
acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the
State of California that the foregoing paragraph is true and
correct.

I certify under PENALTY OF PERJURY under the laws of the
State of California that the foregoing paragraph is true and
correct.

WITNESS my hand and official seal.

WITNESS my hand and official seal.

Notary Signature: *Camran Sadeghi*

Notary Signature: *Camran Sadeghi*

Notary Seal:

Notary Seal:

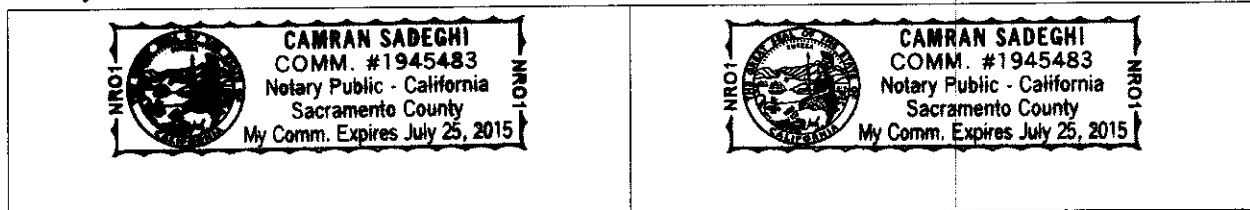


EXHIBIT "C"
SCHEDULE OF COMPENSATION

PHASE 3 – CONSTRUCTION SERVICES

The following budgeted hours are based on a project schedule of 140 working days.

	<u>Previous</u>	<u>This Change</u>	
Project Manager: (34 + 2) hours @ \$200 / hour = \$ 6,800	\$ 6,800	+ \$ 400	= \$7,200
Resident Engineer: (345+24) hours @ \$150 / hour = \$51,750	\$51,750	+ \$ 3,600	= \$55,350
Biologist: 92 hours @ \$120 / hour = \$11,040	\$11,040		= \$11,040
Inspector: (572+60) hours @ \$100 / hour = \$57,200	\$57,200	+ \$ 6,000	= \$63,000
Subtotal – Construction Inspection:	\$136,790	+ \$10,000	= \$136,790
 Materials Testing:	 \$ 30,000	 + \$ 9,283	 = \$39,283
Quality Assurance Testing:	\$10,000		\$10,000
Labor Compliance:			\$18,000
Milk Veche Seed Collection & Dispersal:	\$ 2,500		\$ 2,500
Design Support:	\$30,000		\$30,000
Equipment / Per Diem:	\$12,000		\$12,000
Phase 3 Subtotal:	\$229,290	+ \$19,283	= \$248,573
Grand Total of Contract	\$951,040	+ \$19,283	= \$970,323

END OF EXHIBIT "C"